

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No. GP-300103

David E. Creamer
Michael H. Greco
Edward R. Finkenstaedt
John Beam

COMMERCIAL MORTGAGE CLOSING PROCESS

**DECLARATION OF FACTS IN SUPPORT OF FILING
ON BEHALF OF OMITTED INVENTOR UNDER 37 C.F.R. 1.47(a)**

Commissioner for Patents
Washington D.C. 20231

1. David E. Creamer, Michael H. Greco, Edward R. Finkenstaedt, and John Beam developed a commercial mortgage method while employed by MortgageRamp.com, a majority owned subsidiary of GMAC Commercial Holding Corporation which is wholly owned by General Motors Corporation.

2. While all were employed by MortgagRamp.com, Mr. Creamer, Mr. Greco, Mr. Finkenstaedt and Mr. Beam submitted an invention record to the General Motors Legal Staff disclosing the commercial mortgage method. Mr. Beam has since resigned from MortgageRamp.com.

3. As a condition of employment to MortgageRamp.com, Mr. Beam signed an Employment Agreement in which he agreed that any inventions, discoveries and improvements that relate to products, system, programs or other developments manufactured or sold by MortgageRamp.com in which Mr. Beam was an inventor shall be assigned to MortgageRamp.com.

4. A patent application was prepared by the General Motors Legal Staff in accordance with the invention record submitted by Mr. Creamer, Mr. Greco, Mr. Finkenstaedt and Mr. Beam.

5. Subsequent to the drafting of the patent application, Mr. Beam was requested to execute the patent application papers and an assignment assigning Mr. Beam's rights to the

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invention to MortgageRamp.com. Mr. Beam refused to sign the patent application papers and assignment and is now no longer an employee of MortgageRamp.com.

6. Accordingly, the above-referenced patent application is hereby being filed under 37 C.F.R. 1.47(a) by the inventors David E. Creamer, Michael H. Greco and Edward R. Finkenstaedt on behalf of themselves and John Beam. MortgageRamp.com has a proprietary interest in the invention as evidenced by:

(i) A Declaration and Assignment signed by David E. Creamer, Michael H. Greco and Edward R. Finkenstaedt.

(ii) An Employment Agreement signed by John Beam acknowledging MortgageRamp.com's ownership of the invention and his agreement to assign the invention to MortgageRamp.com

7. The last known home address of the omitted inventor, Mr. John Beam, is:

4251 Frank Neely Rd.
Norcross, GA 30092

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 101 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

3-23-2001

Date



Christopher DeVries

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